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11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA

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THE INSURANCE COMPANY OF) SACV13-01564 JVS (DFMx)
THE STATE OF PENNSYLVANIA and)
COMMERCE AND INDUSTRY)
INSURANCE COMPANY,) [Hon. James V. Selna]
Plaintiffs,)
vs.) **PROPOSED ORDER DISMISSING**
CITIZENS OF HUMANITY, LLC and) **THIRD PARTY COMPLAINT**
DOES 1 through 10, inclusive,) **WITHOUT PREJUDICE, PURSUANT**
Defendants.) **TO 28 U.S.C. §1367 AND F. R. CIV. P.**
CITIZENS OF HUMANITY, LLC,) **RULE 41(a)(1)(A)(ii)**
Third Party Plaintiffs,)
vs.)
WELLS FARGO INSURANCE)
SERVICES USA, INC., a corporation,)
PEGGY L. DREW, an individual, and)
DOES 100-120, inclusive,)
Third Party Defendants.)

JOINT STIPULATION TO DISMISS THIRD PARTY COMPLAINT WITHOUT PREJUDICE, PURSUANT TO
28 U.S.C. §1367 AND F. R. CIV. P. RULE 41(a)(1)(A)(ii)

Based upon the Stipulation of the parties filed concurrently herewith, and good cause appearing therefor,

IT IS HEREBY ORDERED that:

1. The First Amended Third Party Complaint filed herein by COH is dismissed, without prejudice, pursuant to 28 U.S.C. Section 1367 and Fed. R. Civ. P. Rule 41(a)(1)(A)(ii);

2. Any and all statutes of limitation as to the subject matter of the First Amended Third Party Complaint have been, and will continue to be, tolled during the pendency of this action and for 30 days after this Court dismisses the First Amended Third Party Complaint, pursuant to 28 U.S.C. Section 1367;

3. Each of the parties to this Stipulation shall bear her or its own costs and attorneys' fees incurred in this action.

DATED: January 30, 2015

HON. JAMES V. SELNA

UNITED STATES DISTRICT JUDGE